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DEC 05 2007

OFFICE OF PETITIONS

In re Application of
Bruce McKendry, et al.
Application No. 10/764,731
Filed: June 26, 2004
Attorney Docket No. 2312.69388

ON PETITION

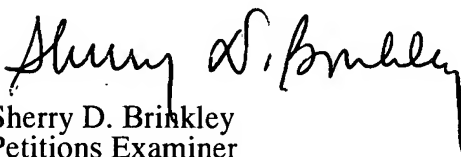
This is a decision on the renewed petition, filed August 17, 2007, to revive the above-identified application under the provisions of 37 CFR 1.137(b).

The application became abandoned for a failure to reply in a timely manner to the non-final Office action mailed June 5, 2006. On March 26, 2007 a petition under 37 CFR 1.137(b) was filed; however, the petition was dismissed by a decision mailed August 8, 2007. In response, on August 17, 2007, the present petition was filed.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of an amendment; (2) the petition fee of \$750; and (3) an adequate statement of unintentional delay. Accordingly, the petition is **GRANTED**.

The application is being referred to Technology Center AU 3767 for appropriate action by the Examiner in the normal course of business on the response received August 17, 2007.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3204. Inquiries relating to further prosecution should be directed to the Technology Center.


Sherry D. Brinkley
Petitions Examiner
Office of Petitions